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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Dang et al.

Application No: 09/976,283

Filed: October 12, 2001

For: Compositions for Release of Radiosensitizers,

and Methods of Making and Using the Same

Examiner: C. Azpuru

Art Unit:

1615

Attorney Document No.: GPT-024.01

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 31, 2003.

Shirine Darvish

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97 (c)(2)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § § 1.56 and 1.97(c), the Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. A copy of each publication is being submitted herewith.

Applicants have listed dates of publication on the attached PTO-1449 for the cited documents based on information presently available to the undersigned. However, the listed publication dates should not be construed that the information in the cited documents was actually published or otherwise publicly available on the date indicated.

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Applicants respectfully request that the Examiner consider the listed documents and

indicate that they were considered by making appropriate notations on the attached Form 1449.

This submission does not represent that a search has been made or that no better art exists. Nor

does it constitute an admission that each or all of the listed documents are material or constitute

"prior art." Further, if the Examiner applies any of the documents as prior art against any claim

in the application and Applicants determine that the cited documents do not constitute "prior art"

under United States law, Applicants reserve the right to present to the Office the relevant facts

and law regarding the appropriate status of such documents. Moreover, the Applicants further

reserve the right to take appropriate action to establish the patentability of the disclosed invention

over the listed documents, should one or more of the documents be applied against the claims of

the present application.

Although we believe that we have provided for the fee due in connection with this

submission, the Commissioner is authorized to credit any overpayment or charge any

deficiencies to/from our Deposit Account No. 06-1448.

Should there be any questions after reviewing this paper, the Examiner is invited to

contact the undersigned at (617) 832-1000.

Date: October 31, 2003

Customer No: 29755

Patent Group Foley Hoag LLP

155 Seaport Boulevard

Boston, MA 02210-2600

Respectfully Submitted,

Theresa C. Kavanaugh

Reg. No. 50,356

Agent for Applicants

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| Form PTO-1449 TOBORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary) | | | | Docket Number (Optional) GPT-024.01 | Sheet Page 1 of lication Number 76,283 | | | |
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| | | | | Applicant Wenbin Dang et al. | | | | |
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| EXAMINER | D | OCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | IF APPROPRIATE | |
| | EA | 6,537,585 | 03.25.0 | Dang et al. | | | | |
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.